

1
2 Judge Robert S. Lasnik
3
4
5
6
7
8
9
10

11 UNITED STATES DISTRICT COURT
12 WESTERN DISTRICT OF WASHINGTON
13 AT SEATTLE

14 UNITED STATES OF AMERICA,)
15 Plaintiff,)
16 v.)
17 COLUMBIA MEDICAL SYSTEMS,)
18 INC.,)
19 PHU NGUYEN,)
20 TUYET NGUYEN, and)
21 SESS MERKE,)
22 Defendants)
23

24 NO. CR05-270 RSL
25 ORDER
26 CONTINUING TRIAL DATE
27 AND PRETRIAL MOTIONS CUTOFF
28 DATE

19 **ORDER**

20 THIS MATTER having come before the Court pursuant to a stipulation between
21 the government and the defendants for an Order continuing the trial date and pretrial
22 motions cutoff date; and

23 IT APPEARING that the requested continuance of the trial date is warranted for
24 the reasons set forth in the stipulated motion for continuance of trial date and pretrial
25 motions cutoff date, and that the ends of justice served by the continuance outweigh the
26 best interest of the public and the defendants in a speedy trial.

27
28 ORDER - 1
Columbia Medical Systems, et. al./
CR05-270 RSL

UNITED STATES ATTORNEY
700 Stewart Street, Suite 5220
Seattle, Washington 98101-1271
(206) 553-7970

1 IT IS ORDERED that the trial date in U.S. v. COLUMBIA MEDICAL
2 SYSTEMS, INC., PHU NGUYEN, TUYET NGUYEN and SESS MERKE, CR05-270
3 RSL, be continued from October 3, 2005 to March 6, 2006, and that the deadline for
4 filing pretrial motions be continued until February 2, 2006.

5 IT IS FURTHER ORDERED that the period of delay resulting from the
6 continuance of the trial is excluded for speedy trial purposes under 18 U.S.C. §
7 3161(h)(8)(A) and (B).

8 Dated this 1st day of September, 2005

9 Robert S. Lasnik

10 Robert S. Lasnik
11 United States District Judge

12 Presented by:

13 /s/Susan Loitz

14 Susan Loitz

15 Assistant United States Attorney

16 United States Attorney's Office

17 700 Stewart Street, Suite 5220

18 Seattle, WA 98101-1271

23 Harvey Chamberlin

25 Attorney for CMS and Phu Nguyen

26 3221 Oakes Ave.

27 Everett, Washington 98201-4407

28 ORDER - 2
Columbia Medical Systems, et. al./
CR05-270 RSL

UNITED STATES ATTORNEY
700 Stewart Street, Suite 5220
Seattle, Washington 98101-1271
(206) 553-7970

1
2
3 Mark D. Mestel
4
5 Attorney for Tuyet Nguyen
6
7 3221 Oakes Ave.
8
9 Everett, Washington
10
11
12

13 Lyle Tenpenny
14 Angelo Calfo
15 Attorneys for Sess Merke
16
17 925 Fourth Ave., Suite 2500
18 Seattle, Washington 98104
19
20
21
22
23
24
25
26
27
28

ORDER - 3
Columbia Medical Systems, et. al./
CR05-270 RSL

UNITED STATES ATTORNEY
700 Stewart Street, Suite 5220
Seattle, Washington 98101-1271
(206) 553-7970